BOARD MEETING AGENDA
May 29-30, 2014
Red Lion Hotel
150 Hegenberger Road, Oakland, CA 94621
510-635-5300 or 916-263-2300

Members of the Board
Fran Burton, MSW, Public Member, President
Bruce Whitcher, DDS, Vice President
Judith Forsythe, RDA, Secretary
Steven Afriat, Public Member
Stephen Casagrande, DDS
Yvette Chappell-Ingram, Public Member
Katie Dawson, RDH
Luis Dominicis, DDS
Kathleen King, Public Member
Ross Lai, DDS
Huong Le, DDS, MA
Meredith McKenzie, Public Member
Steven Morrow, DDS, MS
Thomas Stewart, DDS
Debra Woo, DDS

During this two-day meeting, the Dental Board of California will consider and may take action on any of the agenda items. It is anticipated that the items of business before the Board on the first day of this meeting will be fully completed on that date. However, should items not be completed, it is possible that it could be carried over and be heard beginning at 9:00 a.m. on the following day. Anyone wishing to be present when the Board takes action on any item on this agenda must be prepared to attend the two-day meeting in its entirety.

Public comments will be taken on agenda items at the time the specific item is raised. The Board may take action on any item listed on the agenda, unless listed as informational only. All times are approximate and subject to change. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum. The meeting may be cancelled without notice. Time limitations for discussion and comment will be determined by the President. For verification of the meeting, call (916) 263-2300 or access the Board’s website at www.dbc.ca.gov. This Board meeting is open to the public and is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Karen M. Fischer, MPA, Executive Officer, at 2005 Evergreen Street, Suite 1550, Sacramento, CA 95815, or by phone at (916) 263-2300. Providing your request at least five business days before the meeting will help to ensure availability of the requested accommodation.

While the Board intends to webcast this meeting, it may not be possible to webcast the entire open meeting due to limitations on resources.
Thursday, May 29, 2014

9:00 A.M.  FULL BOARD MEETING – OPEN SESSION

1. Call to Order/Roll Call/Establishment of Quorum

   CLOSED SESSION – FULL BOARD
   Deliberate and Take Action on Disciplinary Matters
   The Board will meet in closed session as authorized by Government Code §11126(c)(3).

   CLOSED SESSION – LICENSING, CERTIFICATION, AND PERMITS COMMITTEE
   Issuance of New License(s) to Replace Cancelled License(s)
   The Committee will meet in closed session as authorized by Government Code §11126(c)(2) to deliberate on applications for issuance of new license(s) to replace cancelled license(s).

RETURN TO OPEN SESSION – FULL BOARD

2. Report from the Licensing, Certification and Permits Committee Regarding Closed Session
   The Board may take action on recommendations by the Licensing Certification and Permits Committee regarding issuance of new license(s) to replace cancelled license(s).

3. Approval of the February 27-28, 2014 Board Meeting Minutes and the March 12, 2014 and April 9, 2014 Teleconference Minutes

4. President’s Report

5. COMMITTEE/COUNCIL MEETINGS – SEE ATTACHED AGENDAS

   ➢ EXAMINATION COMMITTEE
     See attached Examination Committee agenda

   ➢ DENTAL ASSISTING COUNCIL
     See attached Dental Assisting Council agenda

   ➢ LEGISLATIVE AND REGULATORY COMMITTEE
     See attached Legislative and Regulatory Committee agenda

6. Presentation by a Representative from the California Dental Association (CDA) Regarding Recent Access to Care Events
7. Discussion and Possible Action Regarding:

   A. Comments Received During the 45-Day Public Comment Period for the Board’s Proposed Rulemaking to Amend Section 1018 of Title 16 of the California Code of Regulations Relating to Revocation for Sexual Misconduct; and

   B. Adoption of Proposed Amendment to Section 1018 of Title 16 of the California Code of Regulations Relating to Revocation for Sexual Misconduct

8. Public Comment of Items Not on the Agenda
   The Board may not discuss or take action on any matter raised during the Public Comment section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting (Government Code §§ 11125 and 11125.7(a))

9. Recess
Friday, May 30, 2014

9:00 A.M. OPEN SESSION - FULL BOARD

10. Call to Order/Roll Call/Establishment of Quorum

11. Executive Officer’s Report
   - Sunset Review

12. Budget Report

13. Update from the Department of Consumer Affairs’ Executive Office

14. Update from the Dental Hygiene Committee of California (DHCC)

15. Report on the April 16, 2014 Meeting of the Elective Facial Cosmetic Surgery Permit Credentialing Committee; Discussion and Possible Action to Accept Committee Recommendations for Issuance of Permits

16. Discussion and Possible Action Regarding an Appointment to the Dental Assisting Council

17. Discussion and Possible Action To:
   
   A. Reconsider Promulgation of a Regulation to Delegate Authority to the Executive Officer Regarding Stipulated Settlements to Revoke or Surrender a License;
   B. Initiation of a Rulemaking to Amend California Code of Regulations, Title 16, Section 1001 Relating to Delegation of Authority to the Executive Officer Regarding Stipulated Settlements to Revoke or Surrender a License

18. Discussion and Possible Action Regarding the Bay Area Prescription Drug Abuse Summit

19. Discussion and Possible Action on Staff Update on the Dental Hygiene Committee of California’s (DHCC) Regulatory Proposal to Adopt California Code of Regulations, Title 16, §§ 1103, 1105, 1105.1, 1105.2, 1105.3, 1105.4, and 1106 Relative to Educational Program Requirements

20. Enforcement
   
   A. Enforcement Program Status
   B. Enforcement Program Statistics and Trends
   C. Review of Third Quarter Performance Measures from the Department of Consumer Affairs
   D. Diversion Program Report and Statistics
21. Licensing, Certification, and Permits
   A. Review of Dental Licensure and Permit Statistics

22. Examination Committee Report
    The Board may take action on any items listed on the attached Examination Committee agenda

23. Dental Assisting Council Report
    The Board may take action on any items listed on the attached Dental Assisting Council agenda

24. Legislative and Regulatory Committee Report
    The Board may take action on any items listed on the attached Legislative and Regulatory Committee agenda

25. Public Comment of Items Not on the Agenda
    The Board may not discuss or take action on any matter raised during the Public Comment section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting (Government Code §§ 11125 and 11125.7(a))

26. Future Agenda Items
    Stakeholders are encouraged to propose items for possible consideration by the Board at a future meeting

27. Board Member Comments for Items Not on the Agenda
    The Board may not discuss or take action on any matter raised during the Board Member Comments section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting (Government Code §§ 11125 and 11125.7(a))

28. Adjournment
NOTICE OF EXAMINATION COMMITTEE MEETING
Thursday, May 29, 2014
Upon Conclusion of Agenda Item 4
Red Lion Hotel
150 Hegenberger Road, Oakland, CA 94621
(510) 635-5300 or (916) 263-2300

MEMBERS OF THE EXAMINATION COMMITTEE
Chair – Stephen Casagrande, DDS
Vice Chair – Steven Morrow, DDS
Yvette Chappell-Ingram, Public Member
Judith Forsythe, RDA
Ross Lai, DDS
Huong Le, DDS, MA
Debra Woo, DDS

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1. Call to Order/Roll Call/Establishment of Quorum
2. Approval of the February 27, 2014 Examination Committee Meeting Minutes
3. Discussion and Possible Action Regarding the Subcommittee Report on the Western Regional Examination Board (WREB) Occupational Analysis Performed by the Department of Consumer Affairs’ (DCA) Office of Professional Examination Services (OPES)
4. Update on the Implementation of the Portfolio Licensure Examination for Dentistry
5. Public Comment of Items Not on the Agenda
   The Committee may not discuss or take action on any matter raised during the Public
   Comment section that is not included on this agenda, except whether to decide to
   place the matter on the agenda of a future meeting (Government Code §§ 11125 and
   11125.7(a)).

6. Future Agenda Items
   Stakeholders are encouraged to propose items for possible consideration by the
   Committee at a future meeting.

7. Committee Member Comments for Items Not on the Agenda
   The Committee may not discuss or take action on any matter raised during the
   Committee Member Comments section that is not included on this agenda, except
   whether to decide to place the matter on the agenda of a future meeting (Government
   Code §§ 11125 and 11125.7(a)).

8. Adjournment
NOTICE OF DENTAL ASSISTING COUNCIL MEETING AGENDA

Thursday, May 29, 2014

Upon Conclusion of the Examination Committee meeting

Red Lion Hotel
150 Hegenberger Road, Oakland, CA 94621
(510) 635-5300 or (916) 263-2300

Members of the Dental Assisting Council

Chair - Teresa Lua, RDAEF
Vice Chair - Anne Contreras, RDA
Pamela Davis-Washington, RDA
Judith Forsythe, RDA
Emma Ramos, RDA
Bruce Whitcher, DDS

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1. Call to Order/Roll Call/Establishment of Quorum
2. Approval of the February 27, 2014 Dental Assisting Council Meeting Minutes
3. Presentation by a Representative from the California Association of Dental Assisting Teachers (CADAT)
4. Status of Dental Assisting Program and Course Applications
5. Dental Assisting Program Licensure and Permit Statistics
6. Dental Assisting Program Examination Statistics
7. Public Comment for Items Not on the Agenda
   The Council may not discuss or take action on any matter raised during the Public
   Comment section that is not included on this agenda, except whether to decide to
   place the matter on the agenda of a future meeting (Government Code §§ 11125
   and 11125.7(a)).

8. Future Agenda Items
   Stakeholders are encouraged to propose items for possible consideration by the
   Council at a future meeting.

9. Council Member Comments for Items Not on the Agenda
   The Council may not discuss or take action on any matter raised during the
   Council Member Comments section that is not included on this agenda, except
   whether to decide to place the matter on the agenda of a future meeting
   (Government Code §§ 11125 and 11125.7(a)).

10. Adjournment
NOTICE OF LEGISLATIVE AND REGULATORY COMMITTEE MEETING
Thursday, May 29, 2014
Upon Conclusion of the Dental Assisting Council meeting
Red Lion Hotel
150 Hegenberger Road, Oakland, CA 94621
(510) 635-5300 or (916) 263-2300

MEMBERS OF THE LEGISLATIVE & REGULATORY COMMITTEE
Chair – Fran Burton, MSW, Public Member
Vice Chair – Thomas Stewart, DDS
Huong Le, DDS, MA
Meredith McKenzie, Public Member
Steven Morrow, DDS, MS

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1. Call to Order/Roll Call/Establishment of Quorum

2. Approval of the February 27, 2014 Legislative and Regulatory Committee Meeting Minutes

3. 2014 Tentative Legislative Calendar – Information Only

4. Discussion and Possible Action on the Following Legislation:
   - AB 1174 (Bocanegra) Dental Professionals: Teledentistry Under Medi-Cal
   - AB 1702 (Maienschein) Professions and Vocations: Incarceration
   - AB 1711 (Cooley) Administrative Procedures Act: Impact Assessment
   - AB 1758 (Patterson) Healing Arts: Initial License Fees: Proration
   - AB 1903 (Donnelly) Business/Professions: Department of Consumer Affairs
   - AB 1962 (Skinner) Dental Plans: Medical Loss Ratios: Rebates
• AB 2058 (Wilk) Open Meetings
• AB 2147 (Melendez) State Government Web Sites: Information Practices
• AB 2165 (Patterson) Professions and Vocations: Licenses
• AB 2396 (Bonta) Convictions: Expungement: Licenses
• AB 2507 (Bocanegra) Public Records Act: Exemptions
• AB 2598 (Hagman) Department of Consumer Affairs: Administrative Expenses
• AB 2638 (Chau) The Department of Consumer Affairs
• AB 2720 (Ting) State Agencies: Meetings: Record of Action Taken
• SB 1091 (Galgiani) Administrative Procedures: Notice Register
• SB 1159 (Lara) License Applicants: Federal Tax Identification
• SB 1215 (Hernandez, E.) Healing Arts Licenses: Referrals
• SB 1245 (Lieu) Dental Hygiene Committee of California
• SB 1258 (DeSaulnier) Controlled Substances: Prescriptions: Reporting
• SB 1416 (Block) Dentistry: Fees
• SB 1466 (Senate Committee on Business, Professions and Economic Development) Health Care Professionals
• Any additional legislation impacting the Board that staff becomes aware of between the time the meeting notice is posted and the Board meeting

5. Update on Pending Regulatory Packages:

(A) Portfolio Examination Requirements (California Code of Regulations, Title 16, Sections 1021, 1028, 1030, 1031, 1032, 1032.1, 1032.2, 1032.3, 1032.4, 1032.5, 1032.6, 1032.7, 1032.8, 1032.9, 1032.10, 1033, 1033.1, 1034, 1034.1, 1035, 1035.1, 1035.2, 1036, 1036.1, 1036.2, 1036.3, 1037, 1038, and 1039);

(B) Revocation for Sexual Misconduct (California Code of Regulations, Title 16, Section 1018)

(C) Dental Assisting Educational Program and Course Requirements (California Code of Regulations, Title 16, Division 10, Chapter 3, Article 2);

(D) Abandonment of Applications (California Code of Regulations, Title 16, Section 1004); and

(E) Licensure by Credential Application Requirements

6. Discussion of Prospective Legislative Proposals:
Stakeholders Are Encouraged to Submit Proposals in Writing to the Board Before or During the Meeting for Possible Consideration by the Board at a Future Meeting

7. Public Comment of Items Not on the Agenda
The Committee may not discuss or take action on any matter raised during the Public Comment section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting (Government Code §§ 11125 and 11125.7(a)).
8. Future Agenda Items
   Stakeholders are encouraged to propose items for possible consideration by the Committee at a future meeting.

9. Committee Member Comments for Items Not on the Agenda
   The Committee may not discuss or take action on any matter raised during the Committee Member Comments section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting (Government Code §§ 11125 and 11125.7(a)).

10. Adjournment